

110347-302 US4

PATENT/OFFICIAL

Docket No.: 110267-121 US1

PATENT/OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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DEC 27 2004

In re Application of

David W. Stebbings

Serial No. 10/660,547

Filed: 12 September 2003

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: Group Art Unit: 3621
:
: Examiner: Jalatee Worjloh

For: METHOD FOR MINIMIZING PIRATING AND/OR UNAUTHORIZED
COPYING AND/OR UNAUTHORIZED ACCESS OF/TO DATA ON/FROM
DATA MEDIA INCLUDING COMPACT DISCS AND DIGITAL VERSATILE
DISCS

TERMINAL DISCLAIMER PURSUANT TO 37 CFR § 1.321(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RECORDING INDUSTRY ASSOCIATION OF AMERICA (Your Petitioner), of Washington, DC, represents that it is the Assignee of the entire right, title and interest in and to U.S. Application Serial No. 10/660,547, entitled METHOD FOR MINIMIZING PIRATING AND/OR UNAUTHORIZED COPYING AND/OR UNAUTHORIZED ACCESS OF/TO DATA ON/FROM DATA MEDIA INCLUDING COMPACT DISCS AND DIGITAL VERSATILE DISCS, filed on September 12, 2003, by virtue of an Assignment executed by the inventor on July 20, 1999, and recorded on August 3, 1999 at Reel 010137, Frame 0558 in the parent application, United States Patent No. 6,684,199, issued 27 January 2004 (09/315,012, filed 20 May 1999), from which the present application claims continuation status therefrom.

Your Petitioner further represents that it is the assignee of the entire right, title and interest in and to:

10/660,547

United States Patent No. 6,684,199, issued 27 January 2004 (09/315,012, filed 20 May 1999) by virtue of the Assignment executed by the inventor on July 20, 1999, and recorded on August 3, 1999 at Reel 010137, Frame 0558.

Your Petitioner hereby disclaims the terminal part of any patent granted on said U.S. Application Serial No. 10/660,547, which would extend beyond the expiration date of U.S. Patent No. 6,684,199 and any patent(s) which issue therefrom.

Your Petitioner further agrees that any patent issuing on said U.S. Patent Application Serial No. 10/660,547 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Application No. 6,684,199 and any patent(s) which issue therefrom, this agreement to run with any patent granted on said U.S. Patent Application Serial No. 10/660,547 and to be binding upon the grantee, its successor or assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§§§ 154, 155, 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned Attorney of Record further declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

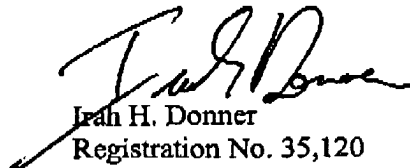
10/660,547

Please charge the \$130.00 Disclaimer fee to Deposit Account Number 08-0219.

In the event that an Extension of Time is required, or which may be required in addition to that requested in a petition for an Extension of Time, the Commissioner is requested to grant a petition for that Extension of Time which is required to make this response timely and is hereby authorized to charge any fee for such an Extension of Time or credit any overpayment for an Extension of Time to Deposit Account No. 08-0219.

Respectfully submitted,

Wilmer Cutler Pickering Hale and Dorr LLP


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